

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	Group Art Unit: 2434
)	
Ernst B. Carter et al.)	Examiner: Powers, William S.
)	
Serial No.: 10/648,630)	REQUEST FOR RECONSIDERATION
)	OF PATENT TERM ADJUSTMENT
Filed: August 25, 2003)	INDICATED IN NOTICE OF
)	ALLOWANCE (37 § C.F.R. 1.705)
)	
For: ENCRYPTING OPERATING)	162 North Wolfe Road
SYSTEM)	Sunnyvale, California 94086
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)	
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. The Applicants hereby submit this request for reconsideration of the patent term adjustment indicated in the Notice of Allowance mailed on April 19, 2010. The issue fee is being paid as set forth in the papers attached hereto.
2. The Applicants submits herewith a "Statement of the Correct Patent Term Adjustment: Bases Under § 1.702 For the Adjustment–Part B."
3. Any patent granted on this application is not subject to a terminal disclaimer.
4. As to circumstances during the prosecution of this application constituting a failure to engage in reasonable efforts to conclude processing or examination of this application as set forth in § 1.704, these were as follows:
 - a. An 11 day period beginning on September 14, 2007 and ending on September 24, 2007, which reflects the period in which the reply to the Non-Final Rejection mailed on June 13, 2007 was in excess of the 3 month statutory period.
 - b. A 20 day period beginning on March 16, 2009 and ending on July 6, 2009, which reflects the period in which the reply to the Final Rejection mailed on March 16, 2009 was in excess of the 3 month statutory period.

5. The fee set forth in § 1.18(e), required by 37 C.F.R. § 1.705(b)(1), is paid as follows:
By credit card in the amount of \$200.00 via EFS-Web. The Commissioner is authorized to charge any additional fee or credit any overpayment to our Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: April 28, 2010

By: /Jonathan O. Owens/

Jonathan O. Owens
Reg. No.: 37,902
Attorneys for Applicants

Attached hereto is:

“Statement of the Correct Patent Term Adjustment: Bases Under § 1.702 For the Adjustment.”